

1  
2  
3  
4  
5  
6  
7 UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
8 AT SEATTLE

9 JAY EDISON WALLACE and LANA  
10 WALLACE,

11 Plaintiffs,

12 v.

13 ISLAND COUNTY, et al.,

14 Defendants.

No. C09-823 RSL

ORDER GRANTING PLAINTIFFS'  
MOTION FOR LEAVE TO CONDUCT  
TWO DEPOSITIONS


15  
16 This matter comes before the Court on plaintiffs' motion for leave to conduct two  
17 additional depositions and for a short two-week continuance of discovery cutoff to take the  
18 depositions. Dkt. #87. Plaintiffs argue that the need for these depositions became apparent  
19 upon a review of defendants' summary judgment reply which presented facts which were  
20 inconsistent with previously provided discovery. Id., at 2, fn.1. Plaintiffs also argue that they  
21 "do not anticipate either of the depositions taking longer than three hours." Id. at 2. On May  
22 31, 2011, eight days after defendants' response was due, defendants filed a response. Dkt. #97.  
The Court strikes defendants' tardy response.

23 Defendants will not be prejudiced if the Court grants leave to take two depositions. For  
24 all the foregoing reasons, the Court GRANTS plaintiffs' leave to take two additional  
25 depositions. Fed. R. Civ. P. 30(a)(2), 26(b)(2)(A) ("the court may alter the limits in these rules  
26

ORDER GRANTING PLAINTIFFS' MOTION  
FOR LEAVE TO TAKE DEPOSITIONS- 1

1 on the number of depositions”). The depositions shall be taken within two weeks of the date of  
2 this Order.

3  
4 DATED this 7<sup>th</sup> day of June, 2011.

5   
6 Robert S. Lasnik  
7 United States District Judge  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26